

RECEIVED
RIZ/02 ID
8/11/08 AM

Howard A. Kurtz
Seth A. Blum
Meredith S. Nicholson
Timothy E. Wippenman
Adam P. Selys
Lynn A. Prather
Reginald D. O'Rourke, II

Office Manager
Byron Jennings

July 30, 2008

Denise Schwarz, Property/Evidence
Cary Police Department
PO Box 80005
Cary, NC 27512-80005

Re: Rentz and Lister v. Cooper

Dear Ms. Schwarz:

This is a notice and demand that critical evidence in this matter exists in the form of electronic data contained in your computer systems, cellular phones and/or Palm, Treo, Blackberry or other PDA device(s) used by Nancy Cooper and/or Bradley Cooper, including but not limited to any CPU, laptop, flash memory device, floppy disk, compact disc, hard drive, digital video disc, Subscriber Identity Module (SIM) cards or other electronic media be immediately preserved in its present state and that there be no spoilation or alteration of their data. This evidence must be immediately preserved and retained until further written notice of the undersigned. This request is essential, as a paper printout of text contained in computer files or SIM cards does not completely reflect all information contained within the electronic files. Additionally, the continued operation of the computer systems identified herein could likely result in the destruction of relevant evidence due to the fact that electronic evidence can be easily deleted, altered or otherwise modified. The failure to preserve and retain the electronic data outlined herein in this notice constitutes spoilation of evidence.

RALEIGH:

18 West Martin Street
3th Floor
Raleigh, NC 27601
Phone: 919-832-7700
Toll Free: 888-608-7780
Fax: 919-832-2740

DURHAM:

123 West Main Street
Suite 301
Durham, NC 27701
Phone: 919-856-5555
Toll Free: 888-856-5511
Fax: 919-856-5551

FAYETTEVILLE:

300 Dick Street
Post Office Box 1270
Fayetteville, NC 28302
Phone: 910-437-8500
Toll Free: 877-825-8500
Fax: 910-437-8553

GREENSBORO:

101 South Elm Street
Suite 125
Greensboro, NC 27401
Phone: 336-273-8683
Toll Free: 877-278-8683
Fax: 336-273-8689

www.kurtzandblum.com

09824

For the purposes of this notice, "Electronic Data" shall include but not be limited to all text files (including word processing documents), spreadsheets, e-mail files and information concerning e-mail (including but not limited to logs of e-mail history and usage, header information and deleted files), Internet history files and preferences, graphical image files, (including but not limited to JPG, GIF, BMP, TIFF and WAV files), databases, calendars and scheduling information, computer systems activity logs, text messages, voicemails, address books, and all file fragments and backup files containing Electronic Data. Please preserve and retain all Electronic Data generated or received by Nancy Cooper and/or Bradley Cooper.

Thank you for your attention and assistance in this matter. You may contact me at (919) 832-7700.

Sincerely,



Seth A. Blum

Cc: Bradley Cooper